

**CHAPTER NO. 427**

**HOUSE BILL NO. 955**

**By Representative Hargett**

**Substituted for: Senate Bill No. 1651**

**By Senator Hagood**

AN ACT to amend Tennessee Code Annotated, Title 62, Chapter 21, Part 1; Section 62-21-103 and Section 62-21-108, relative to pest control operators.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Title 62, Chapter 21, Part 1, is amended by adding the following as a new, appropriately numbered section:

§ 62-21-1\_\_\_. A person, company or corporation applying for a new charter in category 7 shall furnish a surety bond in the amount of fifty thousand dollars (\$50,000) for the first three (3) years a person, company or corporation is in business. The fourth (4) year and subsequent years in business such surety bond shall be ten thousand dollars (\$10,000) per year. The provisions of this section shall not apply to a person, company or corporation that, on the effective date of this act, has a current commercial pest control operator business charter as required by § 62-21-103.

SECTION 2. Tennessee Code Annotated, Section 62-21-108, is amended by deleting the section and substituting instead the following:

Each application for a charter must be accompanied by evidence that the applicant holds occurrence liability insurance of two hundred fifty thousand dollars (\$250,000) for a single occurrence of liability, and five hundred thousand dollars (\$500,000) aggregate liability for the annual period of insurance. Applicants filing for charters desiring to conduct work in the wood destroying organisms category shall, in addition to the above occurrence liability insurance, hold errors and omissions insurance of one hundred thousand dollars (\$100,000) for a single occurrence of such liability, and three hundred thousand dollars (\$300,000) aggregate errors and omissions liability for the annual period of insurance.

SECTION 3. Tennessee Code Annotated, Section 62-21-103, is amended by adding the following new subsection (h):

(h) All chartered persons, companies or corporations shall have a physical address and maintain a physical address while the charter is in effect.

SECTION 4. This act shall take effect July 1, 2005, the public welfare requiring it.

**PASSED: May 27, 2005**

  
JIMMY NAIFEH, SPEAKER  
HOUSE OF REPRESENTATIVES

  
JOHN S. WILDER  
SPEAKER OF THE SENATE

**APPROVED this 17<sup>th</sup> day of June 2005**

  
PHIL BREDESEN, GOVERNOR